

MAILED

JUN 23 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS

In re ERNEST A. VOISIN)
Application No. 09/121,725) Appeal No. 2005-1101
Filed: July 24, 1998)

)

ORDER GRANTING REQUEST TO RESET HEARING DATE

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences has been set for July 13, 2005. The notice setting the hearing was mailed to counsel on June 6, 2005. The date counsel received the notice is not apparent from the record. On June 14, 2005, a facsimile letter was received wherein counsel requested that the oral hearing be rescheduled. The request has been granted.

According to counsel:

The appellant respectfully requests that the above-identified appeals [2005-1101 and 2005-1558] be consolidated to be heard on the same[sic] date. The inventor, who is 65 years of age, will find it difficult to travel to the hearing twice within the few months between the hearing scheduled in application No. 09/121,725 (currently set for July 13, 2005) and the next hearing, which he understands will be scheduled shortly thereafter. Therefore, appellant requests postponement of the oral hearing in application Ser. No. 09/121,725,

rescheduling thereof and consolidation of a hearing date with Serial No. 09/949,704.

For the reasons given above, it is

Ordered that the request to reschedule the hearing to a date after July 13, 2005, is granted, and that a new date for the oral hearing will be sent to counsel.

No further request for postponement will be permitted.

Any further request for postponement will be treated as a waiver of the Request for Oral Hearing.

BOARD OF PATENT APPEALS
AND INTERFERENCES



CRAIG R. FEINBERG
Program and Resource Administrator
(571) 272-9797

Thomas Keaty, Esq.
Keaty Professional Law Corporation
2140 World Trade Center
2 Canal Street
New Orleans, LA 70130